

4802. Adulteration of frozen egg product. U. S. v. Robert Smithson. Plea of guilty. Fine, \$50 and costs. (F. & D. No. 1369. I. S. No. 2156-b.)

On August 24, 1910, the United States attorney for the Northern District of Illinois, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information, and, on March 28, 1913, and July 27, 1915, amended informations, against Robert Smithson, Chicago, Ill., alleging shipment by said defendant, in violation of the Food and Drugs Act, on November 15, 1909, from the State of Illinois into the State of Massachusetts, of a quantity of frozen egg product which was adulterated.

Bacteriological examination of a sample of the article by the Bureau of Chemistry of this department showed the presence of an excessive number of bacteria, including members of the *B. coli* group in sufficient numbers to render the product unfit for human consumption.

Adulteration of the article was alleged in the information for the reason that when it was so shipped and delivered for shipment as, aforesaid, it consisted in part of a filthy animal substance which rendered it unfit for food; for the further reason that it consisted wholly of a decomposed animal substance which rendered it unfit for food; for the further reason that it consisted in part of a decomposed animal substance which rendered it unfit for food; and for the further reason that it consisted in part of a putrid animal substance which rendered it unfit for food.

On January 27, 1916, the defendant entered a plea of guilty to the information as finally amended, and on February 11, 1916, the court imposed a fine of \$50 and costs.

CARL VROOMAN,
Acting Secretary of Agriculture.